Senate File 320 - Introduced

SENATE FILE 320 BY HOGG

A BILL FOR

- 1 An Act relating to civil liability of a manufacturer or
- 2 distributor of a synthetic cannabinoid.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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- 1 Section 1. <u>NEW SECTION</u>. **613.15B** Liability relating to 2 synthetic cannabinoid.
- 3 l. For purposes of this section:
- 4 a. "Distributor" means a person who sells synthetic
- 5 cannabinoid to another person.
- 6 b. "Manufacturer" means a person who produces, prepares,
- 7 compounds, designs, processes, packages, or repackages a
- 8 synthetic cannabinoid, and includes a person who labels or
- 9 relabels a package or container of synthetic cannabinoid.
- 10 c. "Synthetic cannabinoid" means any compound targeted
- 11 to the cannabinoid receptor that is not marijuana or
- 12 tetrahydrocannabinol, or any other cannabinoid naturally
- 13 contained in a plant of the genus Cannabis, and includes any
- 14 substance listed in section 124.204, subsection 4, paragraph
- 15 "ai", subparagraph (5), and section 124.204, subsection 9.
- 16 2. If the consumption of synthetic cannabinoid is the
- 17 proximate cause of a person's suicide or attempted suicide, the
- 18 distributor and manufacturer of the synthetic cannabinoid shall
- 19 each be strictly liable for the damages.
- 20 EXPLANATION
- 21 The inclusion of this explanation does not constitute agreement with
- the explanation's substance by the members of the general assembly.
- 23 This bill relates to the civil liability of a manufacturer
- 24 and distributor of synthetic cannabinoid for the suicide or
- 25 attempted suicide of a person who uses synthetic cannabinoid.
- The bill defines "synthetic cannabinoid" as any compound
- 27 targeted to the cannabinoid receptor that is not marijuana
- 28 or tetrahydrocannabinol, or any other cannabinoid naturally
- 29 contained in a plant of the genus Cannabis, and includes
- 30 any substance listed in Code section 124.204(4)(ai)(5),
- 31 and Code section 124.204(9). Synthetic cannabinoid is also
- 32 known as synthetic marijuana. "Distributor" is defined as a
- 33 person who sells a synthetic cannabinoid to another person.
- 34 "Manufacturer" is defined as a person who produces, prepares,
- 35 propagates, compounds, designs, processes, packages, or

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- 1 repackages a synthetic cannabinoid, and includes a person
- 2 who labels or relabels a package or container of synthetic
- 3 cannabinoid.
- 4 The bill provides that if a user of synthetic cannabinoid
- 5 commits or attempts to commit suicide, and the use of the
- 6 synthetic cannabinoid is the proximate cause of the suicide
- 7 or attempted suicide, the manufacturer and distributor of the
- 8 synthetic cannabinoid are each strictly liable for the damages.